

<p>Page 22</p> <p>1 sent a letter of inquiry, a letter of 2 interest, along with my r sum. They 3 never even responded. 4 QAnd you're saying this is the 5 summer of 2005? 6 A I think it was summer of last 7 year. And the summer before, I also 8 sent a couple, but they never respond. 9 QAnd then this is the GECAC --- 10 the next to the last page of this is 11 dated May 27th, 2005, as the deadline 12 for applications for the GECAC 13 Community Charter School? 14 AUh-huh (yes). 15 QDid you send an application 16 there? 17 ANot for GECAC. No, I did not. 18 Not for this one. It was a 19 possibility. And I felt sending an 20 application, or perhaps maybe go out in 21 person, but I was just looking for work 22 to seek work in the Erie School 23 District. So it was just put on 24 resource --- this is my resource page. 25 I did not apply there.</p> <p>Page 23</p> <p>1 QSo in 2004, did you apply 2 anywhere other than the Luther Memorial 3 Learning Center School Board and the 4 Hispanic American Council of Erie? 5 AAnd I believe I also applied on 6 this. I submitted my application. The 7 first one, it was for education 8 certification evaluator since 2003. 9 And I was waiting for a response from 10 them. And then after that, then there 11 was another one, vocational 12 rehabilitation counselor in November of 13 2003. 14 And in 2004, at the beginning, I 15 was still going to school because I 16 couldn't graduate when my son died. I 17 had to stop school. I couldn't go back 18 to school. So for the first three 19 months, I worked only on my thesis. I 20 couldn't work right away. Then my 21 friend called me and told me that there 22 was an older lady, that she was dying, 23 that she was ill of cancer. She was 24 ready to die. And I went and took care 25 of this lady for about three months.</p>	<p>Page 24</p> <p>1 And I was hoping to get pay, and 2 she paid me only \$300. So it was just 3 right before she died. I left because 4 she was not paying me. So that was 5 another job. And then I started 6 working at Latino --- playing the 7 piano, only one day a week, and then 8 teaching also another day a week, on 9 Friday nights. That's it. 10 QSo essentially, is it fair to 11 say that the documents that you've 12 given me would encompass what you 13 applied to do in 2003 and 2004? And 14 then the only thing that's missing 15 would be --- 16 A Gannon University. 17 Q--- Gannon University, and that 18 would have been in 2005? 19 AAnd Erie School District. That 20 wasn't 2004, Gannon University. There 21 was an ad in the newspaper. 22 QAnd Erie was 2005? 23 AAnd Erie was last fall. 24 Correct. 25 QSo essentially, Gannon</p> <p>Page 25</p> <p>1 University and Erie are what's missing 2 from Exhibit Three? 3 ARight. Only two. Gannon and 4 Erie. 5 QAnd then again, it's possible, 6 if you could just take a look for 7 information concerning those two job 8 possibilities and anything you might 9 have to verify that applications were 10 sent to these other employers, I would 11 appreciate that. 12 ATTORNEY HEATH: 13 Mr. Nichols, this is 14 probably the appropriate time on 15 the record for you to --- you 16 had indicated to me prior to the 17 deposition you wanted to address 18 my request for tax returns? 19 ATTORNEY NICHOLS: 20 Yes, Ms. Binder. You had 21 recently written a request for 22 Ms. de Leon's tax return for tax 23 years 2003, 2004, 2005, together 24 with a subpoena. We acknowledge 25 receipt of that. And the</p>
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1 District?

2 A Yes. I applied on the Internet.

3 Q And it's the Monroe Independent

4 School District. And did you ever

5 receive any information from them,

6 giving an interview or any information?

7 A Yes. Just the information that

8 says, we did receive your application.

9 Q Right.

10 A And that's the only thing that I

11 received from them.

12 Q And you never received any other

13 information?

14 A Anything else. But I did send

15 --- as you can see, I applied via

16 Internet. And they never got back to

17 me.

18 Q The next piece of information is

19 with the Department of Public Welfare

20 relative to a job posting?

21 A Uh-huh (yes).

22 Q Did you apply for any of the

23 positions here?

24 A Yes, I did. It was for clerk

25 typist. It was the position that they

Page 15

1 had available. I wanted to see if

2 maybe by working as a clerk at the

3 welfare office, perhaps they will offer

4 me a job as a social worker working for

5 the welfare. But of course, I took the

6 test and they never got back to me.

7 I'm on the list.

8 Q You mean you took the civil

9 service exam?

10 A I took all of them, yes.

11 Q And do you have your results

12 anywhere?

13 A Yes. I would imagine they would

14 be there, but if not, I can probably

15 get them through the Internet. There

16 is one here, final earned report. This

17 one is 89. This one I cannot recall,

18 but probably I can download it.

19 Q Well, I'd appreciate if you'd

20 try to do that.

21 A This one is 89 for the several

22 positions.

23 Q And is it your testimony that

24 relative then to these other pieces of

25 paper with regard to the EEOC --- I'm

Page 17

1 positions, other than what you've given

2 me here, which are these job postings?

3 Do you have any other information ---?

4 A This is not a job posting. This

5 is the interview, the evidence of the

6 interview.

7 Q And it says, do not ---.

8 A And I sent it to them and I went

9 to the interview. But they never got

10 back to me.

11 Q Do not report for an interview.

12 Okay. Now, with regard to these pieces

13 of paper also, where it says, for

14 example, score, final earned rating,

15 89, was that when you were saying you

16 were taking the test online?

17 A I actually filled out the form

18 in writing and I sent it to them along

19 with all my communication, my r sum.

20 I answered all the questions. And that

21 was the rating that they gave me, 89.

22 However, when I went to the interview

23 --- actually, I went to two interviews

24 in Albion Prison. They told me that

25 there were veterans that had

EXHIBITS (cont.)

1
2
3 19 Revised action plan 193
4 02/03
5 20 Discipline Log 195
6 21 Discipline Log 195
7 22 Memo 3/20/03 202
8 23 Memo 11/27/02 203
9 24 Notice of Hearing 204
10 25 Evaluation 207
11 26 Evaluation of
12 Employees 207
13 27 Professional Evaluation 207
14 Instrument
15 P-1 Claim for unpaid wages 219
16
17
18
19
20
21
22
23
24
25

PROCEEDINGS

1
2
3 CLAUDETTE DE LEON, HAVING FIRST BEEN
4 DULY SWORN, TESTIFIED AS FOLLOWS:
5

EXAMINATION

6 BY ATTORNEY HEATH:

7 QMs. de Leon, we've met before.

8 My name is Roberta Binder Heath, and I

9 represent the School District, as well

10 as Mr. Dolecki and Mr. Heller, in a

11 lawsuit that you have brought in

12 Federal Court. As I'm sure you recall,

13 on March 6th, last month, we started

14 your deposition and were unable to

15 finish it, and that's why we're here

16 today to finish your deposition.

17 The instructions that I had

18 given you last time, I'll just go over

19 them quickly. You have Counsel here,

20 and certainly, you're free to take a

21 break at any time to speak to your

22 Counsel, use the restroom, whatever you

23 may need. So if you need a break, let

24 me know and we'll be happy to

25

OBJECTION PAGE

1
2
3 ATTORNEY

PAGE

4 Nichols

97

1 accommodate you.

2 It's very important that your

3 responses are verbal so that the court

4 reporter can take them down. She

5 cannot make a clear record or an

6 accurate representation of the

7 testimony with simply a gesture or

8 shrug of the shoulders or nod of the

9 head, or an uh-uh or uh-huh. It has to

10 be yes or no.

11 I would also ask that you answer

12 my question so that we will have a

13 clear record, and that only one person

14 speak at a time. So it's important

15 that you let me finish my question

16 prior to you answering my question.

17 And also, that allows you an

18 opportunity to make sure you understand

19 my question prior to you answering it.

20 If you don't understand my question,

21 please let me know and I'll be happy to

22 repeat or rephrase it for you. Is that

23 clear?

24 Uh-huh (yes).

25 Okay. And you said uh-huh. You